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Nora Jean Dunaway, an individual, and
Coalition on Homelessness, a nonprofit
organization,

Plaintiffs,

City and County of San Francisco

Defendants

**PLAINTIFFS' NOTICE OF VOLUNTARY
DISMISSAL PURSUANT TO FED. R.
CIV. P. 41(a)**

**Case No. 3:08-cv-01715 PJH
Judge: Hon. Phyllis Hamilton**

Complaint Filed: March 31, 2008

CIVIL RIGHTS ACTION: VIOLATION OF TITLE II OF THE AMERICANS WITH DISABILITIES ACT

1. Pursuant to LR 41.1(a), Plaintiffs state that no answer, counterclaim, or motion for
2. summary judgment has been served.
3. On March 31, 2008, Plaintiffs filed their Complaint and Motion for Temporary Restraining
4. Order to prevent closure of San Francisco's drop-in center for homeless people, Buster's
5. Place.
6. On March 31, 2008, at approximately 5 pm, Buster's Place closed down.
7. Shortly after the Plaintiffs had filed their Complaint and Motion for
8. Temporary Restraining Order (TRO), Defendant offered to meet and engage in negotiations
9. regarding Buster's Place.
10. Plaintiffs dismissed their pending Motion for TRO and proceeded to negotiate with
11. Defendant San Francisco.
12. It appears unlikely that Buster's Place will reopen.
13. Based on the above facts, Plaintiffs hereby voluntarily dismiss this action without prejudice.
14. All parties will cover their own fees and costs in this proceeding.

Dated: June 13, 2008

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RIGHTS OF THE SAN FRANCISCO BAY
AREA

6/16/08

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